

June 30, 2016

Earnest M. Pickett(Allen)#310134  
McCormick Correctional Institution  
386 Redemption Way  
McCormick, SC 29899

**RECEIVED**  
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JUL 11 2016  
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SC SUPREME COURT  
SC Court of Appeals

The Honorable Mr. Shearouse  
Clerk, South Carolina Supreme Court  
P.O. Box 11330  
Columbia, SC 29211

RE: State V. Allen-Appellate Case No.2014-000165

Dear Mr. Shearouse;

On February 24, 2016 the Court of Appeals received a motion from my appeal lawyer to Supplement A Final Brief Based On Recently Decided Case Law. This new rule in State v. King reversed King's convictions for Attempted murder due to erroneous jury instructions, which is identical to an issue that was objected to in my case. But on April 11, 2016 to my surprise I received a letter from my lawyer informing me that on April 6, 2016, approximately a month and a half later, the Court affirmed my convictions for Attempted Murder without entertaining the issue of specific intent explained in the motion.

For some unknown reason, I have not received a letter from my appeal lawyer or the Court showing me where they denied or granted that motion. Therefore, I have no idea where to turn from here. I have A Petition For Rehearing pending in the Courts right now, but because of Griffin v. Kentucky, it seems that I should not have had to go through so much to get relief. Griffin v. Kentucky explains that, "It is the business of the Court to treat like cases alike; accordingly it is unfair for one litigant to receive the benefit of a new decision when another identically situated, is denied the same benefit."

Therefore, if King got relief, I should be granted relief as well. But again, for some unknown reason, I am being deprived of the application of State v. King. If there is anything you can do about this situation, or if you can give me some information on what I need to do to get to the bottom of this I would greatly appreciate it.

Sincerely,

Earnest M. Allen

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